VOL. LXXIV.-NO. 338.

++ NEW YORK, SUNDAY, AUGUST 4, 1907.—Copyright, 1907, by The Sun Printing and Publishing Association.

## TWO KILLED IN AUTO ACCIDENT

OWNER AND GUEST PINNED UN-DER OVERTURNED MACHINE.

Both Taken Out Dead-Woman Mortally injured and Her Two Children and a Son of the Owner of the Machine Terribly Cut and Bruised, but Will Recover.

MIDDLETOWN, N. Y., Aug. 3.-Two men were almost instantly killed, a woman was mortally injured and three small children were terribly cut up and bruised in an automobile accident at Cuddebackville, Orange county, at 2:30 o'clock this afternoon.

The killed were William J. Maxwell, wealthy young man of Wurtsboro, Sullivan county, and John S. Fields, a contractor and builder of Port Jervis. N. Y.

The injured are Mrs. J. C. Eglinger, the wife of an Erie Railroad conductor; her two children, Stella, 12 years of age, and Russell. 9 years, and Gordon Maxwell, the son of W. J. Maxwell, 10 years of age.

William J. Maxwell was about 33 years of age. He was the son of a Sullivan county farmer. About five years ago he began to receive legacies from relatives and in time had a good sized fortune. He married Alpha, the daughter of Mr. and Mrs. James K. Gordon, well to do residents of Wurts-

This morning Mr. Maxwell, with his wife and son Gordon, left Wurtsboro for a pleasure ride to Port Jervis, about thirty miles. On arriving at Port Jervis Mr. and Mrs. Maxwell and son visited friends until after dinner. Mr. Maxwell then grove his machine to the home of John S Fields and invited him to take a ride. Mrs. Maxwell preferred to visit with friends Mr. Fields spoke of his daughter and sonin-law and Mr. Maxwell drove the machine to their home and asked them to go

When the party started out it was comused of Mr. Maxwell and his son Gordon John S. Fields and his son-in-law, J. C. Fglinger, and wife and two children, Stella and Russell. It was decided to take a run to Cuddebackville, five miles away. The road between Port Jervis and Wurtsboro is as level and smooth as any in the county. Mr. Maxwell had had a number of automobiles, but the one he had recently purchased he was very proud of and he desired to show its speed. The run from Port Jervis to Cuddebackville was made with-

In the centre of the village Mr. Maxwell endeavored to turn his machine around for the start back to Port Jervis. It is said that the machine, which was of 60 horsepower, was running about fifty miles an nour when the accident occurred. In turning the machine something went wrong with the steering gear and in an instant the big touring car was upside down in the ditch alongside the road. There were several witnesses to the accident, who ran to the assistance of the injured. Mr. Maxvell and Mr. Fields were found to be Fields had been instantly killed, but Mr. Maxwell was still breathing. Mrs. Eglinger and her two children and Mr. Maxwell's son were thrown some distance from the machine. Before the two men could be extricated from under the machine Mr.

Maxwell had expired. Eglinger and the three children, were carried into the house of Benjamin Cuddeback, and physicians from Port Jervis were summoned. Dr. H. B. Swartout and Dr. C. N. Rhinner responded. They found Mrs. Eglinger terribly injured, and it is believed that her back is broken. The three children were fearfully cut and bruised. The injured were taken to the Port Jervis hospital to-night, where it is said that the children will recover, but the recovery of Mrs. Eglinger is doubtful.

FRANCE STOPS AUTO RACE.

teren Deaths in Accidents Cause Ministry to End Criterium de France Contest. Special Cable Despatch to THE SUN.

Paris, Aug. 3.-Two accidents resulting a seven deaths caused the Ministry of the Interior to telegraph the Prefect of Girende to put a stop to the Criterium de France automobile race at the end of the second lay, when it was only half completed.

The competition was for touring cars and the speed was strictly limited to a moderate rate, but the limit was utterly ignored the first day, all the cars arriving at the controls before the schedule time, so much so that the Ministry telegraphed a strong warning this morning that it would suspend ompetitors who exceeded the limit to-day. To-day's accidents, however, do not seem

to have been due to exceeding the speed limit. In the worse of the two accidents dust was proably the greatest factor. The competitors, who had left Cleremont in the morning and had passed the most difficult part of the route to Libourne, were nearing Bordeaux, where the road is excellent and wide, when the second accident occurred.

The earlier accident, which was the indirect cause of the later one, occurred near St. Medard, twelve miles from Bordeaux. The competing car, Martini, driven by Sergessman and Mechanician Perret and with two photographers, Meurice and Lequin, broke down. Meurice, who was slightly injured, says the rear seemed to creak and the pneumatic tires burst. The ar after a succession of bounds smashed

Lequin was taken to a hospital, where he died. The chauffeur was only slightly

At the Yurac sign post, seven miles from Bordeaux the competing car Martinlethi Monnier, with Driver Metayer and Mechanician Mathieu, was well on the right side of the road when through the clouds of dust appeared a motor coming from Bordeaux in which were Driver Rouillier director of the auto agency at Bordeaux; Mechanician Faveau and two local newspaper men named Amigues and Herbert, who were coming to inquire about the previous accident which had been reported

It is believed that Rouillier was trying to pass a vehicle drawn by a horse which was causing much dust. Suddenly the two cars came together with a terrific crash. Both were reduced to wreckage. Peasants who rushed to the scene found Rouillier, Mathieu and Metayer dead. Faveau died on the way to the hospital. Amigues and Herbert were taken to the cospital in the gravest condition, the former

dying shortly after his arrival. The interdiction of the Ministry of Marine

competition and does not say that the Coupe de la Presse will also be forbidden. The latter is a speed contest which is held after the four days touring contest in con-

nection with the Criterium de France. As the Coupe de la Presse contest take place on the Lisieux circuit with the route guarded by troops it may still possibly be held. The regulations for to-day's running prescribed a maximum speed of 21 miles an

A later account says the competing car was named Sukan and was driven by Martin Lethimonnier, Eithlum Villemin and Metayer. All three were killed, making the number of deaths seven.

The Auto confirms the report of seven killed. It says Roullier's car, which was a 4) horse-power Peugot, was travelling at the rate of thirty-six miles an hour. The Sultan car was running at the rate of fortyfive miles an hour.

CAR HITS AUTO; WOMAN KILLED. Her Husband, C. H. Law, and Chauffeur In-

Jured at a Crossing in Atlantic City.
ATLANTIC CITY, Aug. 3. - Mrs. Charles H. Law of 2973 Ambler street, Philadelphia, was killed in a collision between a trolley car and an automobile at Chelsea and Atlantic avenues late this afternoon. Mr. Law, who was in the tonneau with his wife, was badly hurt and is in serious danger from the shock, and A. B. Streator, the chauffeur, is cut and bruised, but not dangerously hurt.

The trolley car hit the automobile with a terrific crash and all three passengers were thrown high in the air as the machine was whirled into a five foot deep ditch which had been made at that point by the work of relaying the tracks. The auto was broken to pieces.

Mrs. Law struck directly in front of the still moving car when she came down and her head and body were badly crushed. Ambulance surgeons who arrived in a few minutes saw that the woman was dying, but rushed her to the hospital. She died before she was taken out of the ambu-

The husband was bleeding from a dozen cuts and was taken with his wife in the ambulance. He was half crazed by the accident and even after his hurts had been bound up could not talk coherently. He is still in a ward and news of his wife's death is kept from him.

When the crash occurred passengers on the trolley car were thrown from their seats and screaming women started a panie in their efforts to leave the car.

A thousand cottagers and car passengers witnessed the tragedy which was caused by the attempt of the chauffeur to cross the tracks ahead of the swiftly moving trolley car, whose motorman was making up lost time on a run to Longport. The machine was coming up from the speedway at Ventnor and the chauffeur, who owned the machine which was hired by the Laws, turned across the avenue to go to his garage after a new supply of fuel.

Streator declares that the trolley car was running at a high rate of speed and sava the motorman, Applegate, is to blame, The motorman, however, says that Streator was talking to his passengers and failed to turn his head in time to see the car Both men are being held for the investigation by Coroner Gaskill.

CYCLIST KILLED BY AN AUTO Priest and an Editor in a Car That Ran Over

E. Bennett Near New Rochelle. NEW ROCHELLE, N Y., Aug. 3.-Edward Bennett, who had a cleaning and dyeing establishment in the New Rochelle Theatre building, died in the New Rochelle Hospital this afternoon from injuries received late last night when he was run over by a touring car operated by Dr. Conde B. Pallen, editor

of the New Catholic Encyclopedia In the machine with Dr. Pallen was the Rev. Thomas P. McLoughlin, who is pastor of the Church of the Blessed Sacrament in New Rochelle. The accident occurred on the Boston post road just over the Larchmont line. Dr. Pallen and Father McLoughlin were bound for Larchmont, while Mr. Bennett was returning to New Rochelle on

Mr. Pallen and Father McLoughlin say that Mr. Bennett was on the wrong side of the road and that just before they reached him another machine came along at a rapid rate and crowded them to the curb. They had supposed that Bennett had intended to take the path between the two machines, but instead of this he appeared to be bewildered and after zigzagging a couple of times he turned again toward the curb. The car struck the wheel and smashed it

to pieces. Bennett was thrown under the machine and when Dr. Pallen and Father McLoughlin got out they found that he was pinned beneath the car. They tried to back the car off the man but were unable to move it owing to the condition of the steering gear, which was wrecked by Dr. Pallen in trying to avoid the collision by running into the curb. The priest and editor waited a short time until some chauffeurs in passing cars helped them lift up the heavy

els and release Bennett. After hearing the explanation of Dr Pallen and Father McLoughlin the Coroner permitted them to go on their own recognizance with the understanding that they would appear at the inquest.

AN AUTO IN BAR HARBOR, Which is a Surprising Thing, Because

BAR HARBOR, Me., Aug. 3 .- Bar Harbor which some years ago practically forbade the use of automobiles on the island, was treated to a surprise to-night when a car owned by F. C. Mahoney of New York came into town. Mr. and Mrs. Mahoney are registered at one of the hotels here and intend to stay some time. Before coming here they consulted counsel and if trouble follows are ready to make a test

case of it. Some cottagers who are interested in keeping in force the rule against the cars will take part in presenting the other side

of the case.

MUCH WHEAT IN NEBRASKA. Railroads in a Fix New Trying to Move Part of the Crep.

OMAHA, Neb., Aug. 3 .- Nebraska railroads are swamped with wheat which is being shipped to markets and already the traffic is so great that the roads are badly congested. On some lines in a single division are loaded 1,000 cars of wheat daily and the motive power is not sufficient to keep the

sidetracks cleared. The present movement is altogether from the southern portion of the State.
Wheat from northern Nebraska will begin
moving next week and the lines will be still
further congested.

only refers to the Criterium de France HUSBAND HELD UP THE SHIP

ON THE HEELS OF HIS WIFE, THE BOARDER AND LITTLE SAMMY.

Got to the City of Atlanta Just in Time, Collared the Boarder, Let Him Go Again, Came Tearing Back With a Policeman and Nailed All Three of Them.

The lines were being cast from the steamer City of Atlanta of the Savannah Line yesterday afternoon at the foot of Spring street. North River, when a tall, hatless man ran up the narrow gangway. A minute later there was a series of feminine screams. followed by a volley of curses, and the tall man emerged from the crowd dragging a man about half his size down the gangplank to the pier. He had the other by the back of the collar and tossed him about so that the little fellow's feet oftentimes dangled over the water.

Behind came a woman and a boy 5 years

old dressed in a white duck sailor suit. "This scoundrel is stealing my wife! the tall man shouted as he ran through the long pier shed toward West street. "Police! Help! Police!"

"It's a lie!" cried the woman. "I'm taking a trip for my health."

Presently, with the woman clinging to one arm and the child swung over his right shoulder, the short man came tearing back Scattering packages, money and even a watch in their wake, the three tumbled up the gangplank and disappeared in the body of the vessel

"That's a damn funny proceeding," said Capt. Johnson of the Atlanta as he snapped his watch case shut and chafed at the delay Next came the tall man with Policeman Edward Barry in tow.

"Hold the ship, for God's sake, hold the ship!" he shouted. "This is a plot. A man board is eloping with my wife and child." It took a twenty minute search to dig up the other man, the woman and the child for now they were very quiet. After every other stateroom had been looked into a roomy cabin on the after deck was found to be locked. All hands pounded on it vigorously, but there was no response. The head steward found that it was as signed to no one, so the searchers felt sure something was wrong.

"Come out or I shoot," shouted Policeman Barry as he gave the door a final kick and grinned at those about him.

The door flew open and there was the little man pale as a sheet. Clinging to him were the woman and the child. The child wept aloud at sight of the policeman. Everybody talked at once. Then there was a long warning blast from the steamer's

"I'm not going to sea," said Barry "You folks come with me to the station house. There's something wrong here, but I'm blessed if I can figure it out."

They went ashore and the boat sailed. "My name is Abraham Gellend and I'm a merchant in Brooklyn," said the tall man at the station house. "My wife, two children and I live at 553 Atlantic avenue. My wife complained of being lonesome, and for company I took in this fellow. He's a salesman and is very polite. My wife got to liking him better than me. Three weeks ago I fired him out of the house. Then my wife went to the police court and swore that I had attempted to kill her. Magistrate O'Reilly held me for trial in Special Sessions upon this man's evidence The case is down for August 19.

"I got bail and moved my trunk out of the house The next afternoon I came home. There was my fourteen-year-old daughter Helen on the stoop crying. She said that nobody was home I broke in the door and found the place cleaned out slick as a whistle. Even the piano, bureau and bedclothes were gone. My wife had

sold them to an auctioneer and cleared out "I lost all track of them until to-day, when a friend told me that the pair and little Sammy, my son, were going to Savan-nah. I was here, but they were slick enough to wait until the last minute before going

The woman, who gave her name as Nellie T. Gellend, broke in by saying that it was all a lie. An explosion followed from the two men and everybody talked at once to Capt. Big Bill Hodgins, skipper of the station house. In the middle of the noise the woman fainted.

"Shut up! Shut up!" shouted the perspiring police captain "You'll drive me

He tried to get them to talk one at a time. but as they wouldn't he locked them all up for disorderly conduct. The little man, who had been pretty badly battered, said that he was Louis Sohnier and that he

represented a tobacco house in Savannah. two men were put in the same cell. too badly winded to be dangerous. Sammy was sent to the Gerry society rooms for the night. Mrs. Gellend said the other child was with its grandmother. At the night court the husband was fined \$1 and the wife \$3 and the lodger was sent to the

TWO HURT AT FIRE.

Old Man Saved-Reserves Out to Handle

Just when the East Side was taking the air at 8 o'clock last night there was a cry of fire from the third story of the tenement at 214 and 216 Eldridge street. The crowd became so thick that the reserves from three stations had to make a lane for the engines.

The fire was gutting the apartments occupied by Nathan Millian when Policemen Hildebrand of the Eldridge street station went up through the smoke and led the

went up through the smoke and led the tenants over the roof and down through the next tenement. D. B. Weiner of 214 East Tenth street found S. Roseman, 7.2 years old, who was in his bed on the third floor. Weiner took the old man on his shoulder and tried to get down the front stairway, but he was forced back. Then he carried him to the roof.

About an hour after the fire it was discovered that Mrs. Vitalo, 52 years old, and her daughter Kate, 16 years old, had received broken legs. They ran to the roof and jumped fifteen feet to the roof of the next house. In the excitement no one noticed them. The police wanted to send them to the hospital, but they got a coach and drove to the home of a friend in Elizabeth street, where they got their own doctor. own doctor.

Cuban Thieves Return a Stolen Horse.

Spe cial Cable Despatch to THE SUN. HAVANA, Aug. 3.-An armed band Alquizar vesterday stole a horse and saddle belonging to Alejandro Planas. Later they returned the horse with this inscription "He can't travel."

MUST STOP ATTACKS ON GIRLS. TWO MEN ARE FOUND SLAIN All Plain Clothes Men Ordered to Do Nothing Else.

One of the first acts yesterday of acting Police Commissioner O'Keeffe was to send out a general order to all policemen who have, been doing plain clothes work to drop what they have on hand and get out and stop attacks on women and children. This

"To All Districts and Precincts: Patrolmen assigned to plain clothes duty in district and precinct offices will do patrol duty in plain clothes in their respective precincts, and will make arrests where attacks occur on women and children Said plain clothes patrolmen are hereby relieved from all other duties until further orders by direction of the Police Commis-MOSES W. CORTRIGHT. "Chief Inspector.

The order applies to Greater New York. The Commissioner sent an order to all the inspectors to meet in the Commissioner's office to-morrow to consider plans for stamp ing out crime. Commissioner O'Keeffe said that he contemplated having handbills printed warning mothers to keep watch on their children. Mr. O'Keeffe said: "All sensible men know that these crimes

in secret places, such as back rooms and cellars, probably cannot be prevented. These crimes are the result of depraved But the police will do all in their power to stop them." Mr. O'Keeffe said that he would ask the

Board of Estimate to-morrow for an appropriation to appoint 500 more policemen. He has written to acting Mayor McGowan asking that a meeting of the boards of Aldermen and Estimate and Apportionment be called to hear him

NO IMMUNITY FOR ATTACHES. Chauffeur of Capt. Cloman of Our London Entbassy Fined for Overspeeding.

Special Cable Despatch to THE SUN. LONDON, Aug. 3.—Diplomatic privileges wherein the law of the land has been transgressed, have been claimed more frequently by members of the American Embassy than any other body is London. The latest example was to-day, when exemption from the laws of England regulating the speed of vehicles was claimed in behalf of the chauffeur of Capt. S. A. Cloman, the American Military Attaché. Neither Capt. Cloman nor the chauffeur appeared in the Huntingion police court, but a letter was read to the Magistrates asserting exemption for the chauffeur on the ground that he was a servant of a member of the United States Embassy.

Capt. Cloman made a mistake in thinking hat the privileges of his servants were the same as his own and the Ambassador's servants. Under the provisions of the statute of Queen Anne such exemptions only apply to members of the embassy their suite and the Ambassador's household servants. In other words, Mr. Reid and his family and every one of his secretaries and eighty-seven servants enjoy diplomatic immunity from arrest and process, but the servants of the various at-

tachés are not included in this immunity. Under the provisions of the statute in question the Embassy is obliged to furnish list to the Foreign Office of persons entitled to exemption. The list is then forwarded to the Home Office and copies sent to the Sheriffs of the various counties. The American Embassy list thus includes Ambassador Reid and family, all the members of the Embassy and their families, the clerks, and Mr. Reid's entire household own to the humblest servant, but doe not include the secretary to the naval attaché and the servants employed by various attachés.

The Huntingdon Magistrates therefore inflicted a fine of \$60 on the ground that here was no proof that Capt. Cloman's chauffeur was in the employ of the Em-

A short time ago Mr. Reid's chauffeur was arrested at High Barnet for exceeding the speed limit. He was discharged on pleading diplomatic exemptions. Spencer Eddy, when secretary of the London Embassy, also escaped when ar-

rested for riding a bicycle on a side path. Another well known case is that of William Brown, who was coachman to the late John Hay. He was arrested for obstructing the passage of vehicles. When arraigned at the Bow street police court the Magistrate expressed regret at his arrest.

CZAR MEETS THE KAISER.

Goes on Board the Hohenzollern and R views the German Baltic Fleet Special Cable Despatch to THE SUN.

SWINEMUENDE, Prussia, Aug. 3 .- The Kaiser and the Czar met at 11 o'clock this morning.

The arrival of eleven Russian warships preceded the greeting of the two Emperors on the high sea. Emperor William, accompanied by Chancellor von Buelow and Admiral von Tirpitz, the German Minister of Marine, boarded the Russian royal yacht Standart, thirty German men-of-war forming a significant background. The Czar shortly afterward returned the visit, lunching with the Emperor aboard the Hohenzollern. To-night there was a gala dinner aboard the Hohenzollern and both fleets were illuminated. On Monday there will be great naval managuvres and on Tuesday the fleets will leave for home.

TRAINMEN CALLED OUT.

Strike Order Issued on Entire Colorado and Southern System.

DENVER, Col., Aug. 3.-At noon to-day another strike order went into effect on the Colorado and Southern Railroad, calling out every member of the Brotherhood of Railway Trainmen over the entire system. Before it was delivered to the men Vice-President Parker of the road sent telegram to President Roosevelt, Charles P. Neill, Commissioner of Labor, and Martin A. Knapp, acting for Government intervention, to prevent the calling out of the men. The request was a little tardy.

In effect it recited that the trainmen were

riolating their agreement as a result of the chicago conference in calling the men out without the thirty day notice in the sched-

Switchmen, conductors who are members of the organization in charge of the strike, baggagemen, brakemen and flagmen in baggagemen, brakemen and line both the freight and passenger services included Colorado and Southern (are included Colorado and are in cials say that passenger trains will not be delayed, but admit that the freight service will be hurt. Besides the 300 men directly affected there will be close to 500 them including conductors are including to the service will be close to 500 them.

Latest Marine Intelligence. Arrived: Ss New York, Southampton, July 27: achmond, Georgetown, Ju y 31. DEWEY'S OLD PORT WINE POR INVALIDS ONE, A STAR BOARDER, WAS KILLED BY THE WIFE.

The Other, a Husband, Had His Throat Out and the Wife and Star Boarder Say It's a Suicide-Two Household Traxedies on Different Sides of Town.

Frank Gertinger, an electrician who boarded with the family of Louis Stein on the top floor of 329 East Eighty-third street, was shot and killed early this morning by Stein's wife, Teresa.

At almost the same hour the dead body of Arthur Tyler was found in his apartment on the Sixth floor of 306 West 112th street His throat was cut from ear to ear. His wife and a boarder, Thomas Fitzgerald were detained by the police.

Mr. and Mrs. Stein late last night had : violent quarrel, in which Gertinger took a small part. It was finally wound up by Mrs. Stein with these words:

"If I go I'll take Frank with me." Then she drew a revolver and fired three hots at Gertinger's back. One took effect

and he died instantly. Mrs. Stein then ran to a rear window and jumped into the yard. She was picked up so badly hurt that the surgeons at Roosevelt Hospital said she couldn't live. Stein and a grownup daughter, Louise were held as witnesses

The body of Arthur Tyler was found in the kitchen of the apartment by William Hansbrough, the elevator man. Tyler's head was in the oven of a gas stove and the gas was turned on. Death had resulted from the gash in his

throat. When the police investigated they found that Tyler's throat must have been cut in the bedroom twenty-five feet away where the bed was covered with blood There was no blood on the way to the kitchen. The police sent out an alarm for Mrs. Tyler and Fitzgerald, the boarder, and an

returned together. When Mrs. Tyler was told of it she merely

hour after the body was found they both

"That's not surprising. I expected him to do it long ago. He tried it last February." The police then learned that Mrs. Tyler

and Fitzgerald had both been away on a long trip to the South, and had only returned yesterday afternoon. Employees of the apartment house said that Mr. and Mrs. Tyler left the house early

in the evening at about the same time. Tyler returned later alone and got the ianitor's key to get into his agartment. Neither the woman or Fitzgerald were noticed around there in the evening. Tyler was salesman for a whiskey EGIRL DEAD, HOUSE ROBBED.

The Discovery Made After a Fire in

Lawyer Mack's Home. Sofia Heckler, a servant employed in the home of Harry Mack, a lawyer, at 20s East Sixty-second street, was found dead in the basement of the house shortly before 11 o'clock last night. There were burns on the head and body. A fire had burned out the second floor of the house late in the afternoon. Mr. Mack reported to Capt. Cooney of the East Sixty-seventh street police station after the fire that he and his

robbed of jewelry worth \$1,000. A passerby saw smoke coming from the second story window of the house about 4 o'clock. An alarm brought Battalion Chief Kane, and it was found necessary to batter in the heavy front door. Once this had been done it took twenty minutes work

to put out the fire. Chief Kane noticed that things had beer upset in the rooms and so reported to Mr Mack. The latter said that his family and his brother's family were out of town. but they had left everything orderly. Mr. Mack inquired for the servant. The lawyer said that she had received a package of

clothes that he sent home in the afternoon. A search was made of the house for the servant, but she wasn't found. Mr. Mack asked the neighbors, but they had not seen

A fire patrolman on watch at the house last night noticed that a door leading from the dining room, which is on the first floor to the basement was bolted. He opened the door and walked to the bottom of the stairs, where he stumbled over the body of the girl. The body was at the foot of the stairs. There was blood on the girl's

head and she was burned slightly. Detectives Donnelly and Michel of East Sixty-seventh street station hastened to the house. Capt. Cooney said that she might have been burned by the fire and in her haste to get away had fallen down the stairs. After the fire a fireman or a policeman might have bolted the door to prevent any one from entering the base-

been employed by the family for about

Mr. Mack said that he and his brother had been robbed of several gold fobs, two diamond shirt stude, a number of stickpins, sleeve buttons and numerous other

Battalion Chief Kane said that he had questioned his men closely and was convinced that the house was in a state of disorder when the firemen got there.

A lunch was spread on the kitchen table and part of it had been eaten. Chief Kane said that in his opinion the girl had been murdered. Mr. Mack said late last night that he was certain that she had been m dered. The woman's skull may have been fractured.

FEUDIST M'COY KILLED:

It Wasn't for Revenge, but for Resisting Arrest for Assault on a Woman.

LEXINGTON, Ky., Aug. 8.—A special from Whitesburg tells of the killing to-day of James McCoy, who for several days has been defying arrest. McCov was prominent in the Hatfield-McCov feud in Pike county but the officers upon this occasion were hunting him for striking and wounding nis mother-in-law, Mrs. Martha McCoy had married a second time, his wife being the daughter of a former comrade

in the Pike county feud, Bill White. Sheriff Holbrooks went with several nelpers to the McCoy home. McCoy had been warned, and taking two Winchester surrounded, but he fought till his ammunition was gone. He was found with several bullets in his body.

ENTIRE CITY UP FOR PLUNDER.

THIRTY-FOUR PAGES.

80,000 Residents of Irkutsk Accused of Burning Stelen Railroad Candles. Special Cable Despatch to THE SUN.

Sr. Petersburg. Aug. 3.-The entire population of Irkutsk, Siberia, according to the newspaper Sibir, has been summone to the law courts by the Siberian-Baikal railway administration on the charge of Penalty for Rebating is imreceiving stolen candles which were the property of the railway company. An investigation has shown that the entire population of Irkutsk and the vicinity some 60,000 persons, have used candles for some time which have been stolen systematically by wholesale from the different railway stations.

ALEON DUE TO DIE NOW. East Orange Armenian's Time Limit to Pay

\$10,000 for His Life Expires. EAST ORANGE, N. J., Aug. 3 .- According to the schedule of the Hunchakist society, as conveyed to Armen P. Aleon of 86 Arlington avenue north, East Orange, to-morrov will be ascension day for Mr. Aleon. The time limit allowed him by the society in which to pay \$10,000 as the price of his life expired at midnight to-night, after which Mr. Aleon is due to be translated either by bomb or bullet at most any time. He hasn't paid the \$10,000 and says he won't Accompanied by Policeman Nelson Gamble, Mr. Aleon want down to the 8:10 train this morning. He has not relaxed any of the elaborate precautions to guard himself. The repeating rifles, shotgun, pistols and bulldog are all in excellent working

Mr. Aleon says he is most afraid of Alexan Arzouin, who, he says, is the "head devil" of the bunch that is after him. He says he wishes the police would nail Arzouin. It would make his mother much happier than she is now. However, the rug importer seems reassured to a certain extent by the rounding up of Father Martoogessian

SPAIN WILL PAY UP. Recognizes a Debt of Long Standing to the United States of About 8000,000.

WASHINGTON, Aug. 3 - Spain has just recognized a debt of long standing to the United States. The Spanish Cortez has passed an act directing the payment to the United States of a debt acknowledged by Spain in a convention of February 17 1834. The claim is for damages inflicted upon American commerce. The certificates of indebtedness were delivered to the United States and interest paid thereon at the rate of 5 per cent. until 1878, when Secretary Evarts called attention to the unpaid principal and to the law creating the sinking fund out of which the principal was to be paid. The matter since then has been a subject of legislative deliberation in the Spanish Cortez. The amount involved is approximately \$600,000

POPE TO BREAK A CUSTOM. Will Direct That His Præcordia Be Not Preserved in Alcohol.

Special Cable Despatch to Tan See.

Paris, Aug. 3.—A despatch from Rome to the Figaro says the Pope intends to break a custom dating from the time of Pope Julius II. When a Pope dies his body is embalmed and the entrails preserved in alcohol. A collection of these præcordia are kept in the Quirinal parish church. Many of the vases have been found burst. owing to the evaporation of the alcohol, he contents pulverized.

Pius X, has intimated a wish that his præcordia be not separated from his body. This is equivalent to a wish that his body be not embalmed.

LOSES \$1,000 OVERBOARD.

Mrs. James Mesick Drops Gold Purse With Ring and Money From Steamer Nantasket. NEW LONDON, Conn., Aug. 3.-When the steamer Nantasket arrived from Shelter Island this evening news was received that a guest of the Manhanset House on the island had lost a purse overboard from the boat which, with the contents, was valued

A clerk in the Manhanset House to-night said that the loser is Mrs. James Mesick of New York. The purse was of solid gold, adorned with diamonds and sapphires. A diamond ring and a sum of money were in

WILLIAMS OR VARDAMAN? Vote Is So Close Now That There Is

Telling Who's Elected. JACKSON, Miss., Aug. 3.-The expert accountants employed at the Williams and the Vardaman headquarters here get closer and closer together with every fresh tally sheet and chances seem good that by the day on which the State committee meets to count the vote the candidates will

be neck and neck. John Sharp Williams this afternoon gave out a statement declaring he is elected

by about 650 votes. His campaign manager says 900. Gov. Vardaman says he is elected by about 250, the returns from all counties save Jackson being official, and that is conceded to Williams by 300. Should it go more Vardaman's majority, as claimed, will be correspond-

The situation is that both sides are per sistently claiming victory, but chances are in favor of Williams. There can be no settlement satisfactory to both factions till after the executive committee meets on August 8 to declare results officially.

MISS DREXEL MAY TAKE VEIL. Report That She Is Willing to Enter Order Founded by a Relative.

PHILADELPHIA, Pa., Aug. 3 .- Miss Margareta A. Drexel, daughter of Mr. and Mrs. Anthony J. Drexel, may enter a convent. Mother, Katherine Drexel of the Conven of the Sacred Heart at Torresdale and Mother Superior of the Convent of Sisters of the Blessed Sacrament for Indians, returned to Philadelphia to-day from Rome. By those close to her it was said to-night that not the least of her missions abroad had been to persuade her relative, who is still in her teens, to take the veil and to enter the order

she has founded. Her parents are reported to be opposed to such a step but will yield if they become convinced that her happiness is dependent upon it. Miss Margareta is said to be eager to retire from the world. The announcement of her decision probably will come before winter.

Mother Katherine brought back with her the special blessing of the Pope for the

Commence your Vacation right, go Via the Tay

## \$29,240,000 FINE ON STANDARD OIL

PRICE FIVE CENTS.

posed on 1,462 Counts of the Indictment.

JUDGE LANDIS'S REBUKE.

Speaks Harshly of "Studied Insolence" of Lawyers for Indiana Corporation.

Motive Not Material Where Proof of Crime Is So Clear, Justice Says, in Considering Plea That There Could Be No Injury to Competitors, There Being None -Special Grand Jury Ordered to Be Empanefied for August 14 to Consider Case of Other Party to Rebating, the Chicago and Axon Railroad -Oninion is Couched in Violent Terms -Standard Oil Will Appeal the Cast.

CHICAGO, Aug. 3. A fine of \$29,240,000, the greatest in the history of criminal jurisprudence, was the penalty imposed upon the Standard Oil Company of Indiana today after a conviction for accepting rebates from the Chicago and Alton Railroad in violation of the interstate commerce law by Judge K. M. Landis in the United States District Court. The punishment is the maximum possible under the statutes, \$20,000 on each of the 1,462 counts of the indictment upbeld during the trial. Judge Landis expressed regret that he could not strike a harder blow.

Judge Landis ordered that a special Grand Jury be convened on August 14 to consider the evidence brought out in the Standard Oil trial concerning the Chicago and Alton Railroad as the giver of the rebates which the oil corporation accepted.

Judge Landis discussed the contentions of the corporation's counsel in detail and indulged in much caustic comment. Of the contention that the Constitution of the United States gives the inherent right to make secret agreements regarding railroad rates he said: "Candor obliges the Court to say that he knows nothing to support it but the eminence of the counsel who asserted it. A more abhorrent heresy could not well be conceived. One might as well assert the right to make a secret agreement with the collector of customs or a tax assessor for a low rate of customs duty or a much

property." The Court classified those who evade the laws on rebates with the counterfeiters of money and others who rob the mails. "Common honesty is not to be ignored, even in this day," was another shaft followed by the statement that more offences like those charged in this trial would wound society more deeply than the acts of the lawless of

less prominent position. In leading up to the announcement of the penalty Judge Landis declared that the Standard Oil Company of New Jersey, the main corporation, was the real offender, and that its only motive was the enhancement of its dividends. Therefore the only adequate punishment was a fine of sufficient size to deter others from following the re-

bate course to great wealth A small penalty, the Court insisted, might be taken by lawbreakers of this class as being in the nature of a license, and therefore anything less than one-third of the net revenues of the corporation in the three years covered by the offences charged could be comparable to the imprisonment of a

human being for one day. Merritt Starr, partner of John S. Miller, the chief of the Standard Oil counsel, who with Chauncey W. Martyn and Robert W. Stewart of A. D. Eddy's office represented the defendant, arose in the crowded court room when the case was called, saving he had a few suggestions to offer relative to any order the Court might enter. Judge Landis waved the attorney aside with the remark that such matters could be taken up after the order had been read and plunged at once into the document which he held As the reading went on the Judge's head bowed over the manuscript. His feelings were visible in the workings of his face and the emphasis with which he voiced the denunciations of corporate dishonesty. The reading went on with a rapidity that tried

the abilities of the court stenographers. Attorneys Starr, Stewart and Martyn gave out a statement after Judge Landis had finished, in which they declared for the Standard Oil that "this case and its result illustrates how a law may be so applied as to promote the evil it is designed to prevent and penalize that which it is intended to promote and secure." They asserted that while the purpose of the interstate commerce law was to prevent restraints and promote freedom of commerce, as it was applied in this case it put

shackles upon trade. The punishment proposed by Judge Landis recalls the severe blow dealt the Waters-Pierce Oil Company in Texas on June 1, when that branch of the Standard was found guilty on 2,521 counts of violating the anti-trust law and penalty fixed at a fine of \$1,623,000 and revocation of license

to do business in the State. United States District Attorney Sime and his assistants, James H. Wilkerson, Robert W. Childs and Harry A. Parkin. who devoted all of their time to the case were pleased at the victory.

"We studied the Court's directions," said Mr. Sims, "and acted as instructed. It is hard to say whether the Standard Oil Company will take the case to the United States Court of Appeals or directly to the Supreme Court of the United States. The attorneys for the defence assert that there are cononal questions involved in the decision which may cause them to take their